

4767

FILED - USDC -NH
2022 AUG 11 PM 12:22

THE UNITED STATES DISTRICT COURT

DISTRICT OF NEW HAMPSHIRE

Josephine Amatucci

v.

Town of Wolfeboro, Police Chief Dean Rondeau,

Steve Champaign, Robert Maloney, Sargeant

William Wright, prosecutors Judy Estes and

Timothy Morgan

*New
Lawsuit
Tury Demand*

AN UNLAWFUL 4TH AMENDMENT SEIZURE, WITHOUT PROBABLE CAUSE, A
CLEARLY ESTABLISHED RIGHT UNDER.....THE LAW OF THE LAND, THE FEDERAL
CONSTITUTION. UNDER FRAUD, FRAUD IS NEVER FINAL.

JURISDICTION

1. This action is brought pursuant to 42 U.S.C. 1983. Jurisdiction is founded upon 28 U.S.C. 1331 (1x3x4) and aforementioned statutory provision. Plaintiff further invokes the supplemental jurisdiction of the court under 28 U.S.C. 1367 (a) to hear and adjudicate state law claims.

PARTIES

2. Plaintiff Josephine Amatucci is a citizen of the United States and a resident of Wolfeboro, New Hampshire;

3. Police Chief Dean Rondeau, 251 S. Main Street, Wolfeboro, NH 03894, sued Individually;

4. Town of Wolfeboro, 84 South Main Street, P.O. Box 629, Wolfeboro, NH 03894 sue in Official Capacity;

5. Belnap Sheriff's Dept. 42 County Drive, Laconia, New Hampshire, 03246 official capacity;

6. Sargeant William Wright sued individually;

7. Robert Maloney, Town of Woleboro sued individually'
8. Steven champaigne, sued individually;
9. Judy Estes, prosecutor for the Belnap Sheriff's Dept. sued individually;
10. Timothy Morgan of the Town of Wolfeboro, sued individually;

COMPLAINT INTRODUCTION

11. This new cause of action is solely based on the violation of my civil rights when I was UNLAWFULLY charged and prosecuted by Sargeant William Wright on August 6, 2018 for the crime of causing BODILY INJURY to Robert Maloney, under RSA 631:2-A, 1(b) :

.....WITHOUT PROBABLE CAUSE.....WITHOUT PROBABLE CAUSE.....

these are magic words that were "NEVER MENTIONED" never ruled on by the Court in the previous cause of action. On the merits.

12. WITHOUT PROBABLE CAUSE, Sargeant Wright who knew before he filed the Complaint in the District Court on August 6, 2018 charging the Plaintiff with the crime of causing BODILY INJURY to Robert Maloney, an employee at the dump, that he Sargeant Wright knew that Maloney had made it clear to Wright during his investigation of the event that occurred at the dump, that he Maloney had no BODILY INJURY, thatTHERE WAS NO BODILY INJURY. And yet knowing there was no bodily injury Sargeant Wright filed the Complaint and charged the Plaintiff with causing BODILY INJURY to Robert Maloney. WITHOUT PROBABLE CAUSE.

13. A civil rights violation, a violation of the Fourth Amendment, a Fourth amendment Malicious Prosecution, a violation of the Fourteenth Amendment under the Due Process Clause, a detainment of her liberty rights, and a Monell claim. My

rights to liberty under the Fourth and Fourteenth Amendments. State v. Goding, 128 N.H. 267, 270, 513 A.2d 325 (1986), State v. Burr 142 N.H. 89, 91-92, 696 A.2d 1114 (1997). Appeal of Morgan 144 N.H. 44, 47, 742 A.2d 101 (1999).

14. This issue of having NO PROBABLE CAUSE.... to charge and prosecute was never addressed by this Court, never never never never never never never in the JUDGMENT of Joseph A. DiClerico Jr. did he mention there was NO PROBABLE CAUSE to charge and prosecute her for Bodily Injury. Charging her WITHOUT PROBABLE CAUSE is the key issue to the claim. No Probable Cause was never addressed or mentioned by the Court at all or on its merits. Therefore this claim has to be addressed in this new cause of action, as it is very serious., therefore the Plaintiff had to file this New Cause of Action for a ruling on the issue that she was charged and prosecutedWITHOUT PROBABLE CAUSE.

THE ONLY ISSUE IN THIS CAUSE OF ACTION

15. The previous cause of action was not dismissed with prejudice leaving the Plaintiff the right to file this new cause of action. And it is to be noted that although the Plaintiff spreads out evidence in the case the ONLY ISSUE IN THIS LAWSUIT, THE ONLY ISSUE IN THIS LAWSUIT, is that she was charged and prosecuted for causing bodily injury when the defendants all knewTHERE WAS NO BODILY INJURY. Therefore this Court must is ORDERED to only rule on this claim.

.....

16. Therefore there is no res judicata because this claim of charging her WITHOUT PROBABLE CAUSE was completely ignored by this judge, this charge was never adjudicated or ruled on by the Court, on its merits. Proving that the judge must step down from this case and another unbiased judge must rule on this new cause

of action, with the warning that there will be no DECEIT in the ruling.

17. Police Chief Dean Rondeau of the Wolfeboro Police Department asked the Belnap County Sheriffs Department to do an investigation an incident that occurred at the dump, and stated to them that the Town of Wolfeboro prosecutor Timothy Morgan would do the prosecution.

18. However, as it turned out Sargeant William Wright who was doing the investigation had stated to Rondeau that he found no evidence of a prosecutable case during his investigation. However, because Rondeau had the evil INTENT of harming the Plaintiff along with defendants Robert Maloney and Steven Champaigne, Rondeau who at this point did not want to do the prosecution as he was told there was no evidence of a prosecutable case, instead ORDERED sARGEANT Wright to prosecute, and to base the prosecution on a claim of Amatucci causing BODILY INJURY to Maloney, even though Rondeau knew that Maloney had NO BODILY INJURY. With the understanding that the Plaintiff did not have the evidence that Maloney had NO BODILY INJURY. Did not have a copy of the investigation results showing that Maloney had stated there was NO BODILY INJURY.

19. That when these conspirators sent a copy of the investigation to the Town of Wolfeboro, they made sure they did not send the evidence where Maloney stated to Sargeant Wright that he hadNO BODILY INJURY.

20. Therefore this was a Conspiracy to conceal this evidence of NO BODILY INJURY, in order to UNLAWFULLY charge and prosecute the Plaintiff for this charge. based on the fact that Rondeau had

21. That under the Federal Constitution, government cannot seize a person and take away their liberty, WITHOUT PROBABLE CAUSE, as this would be a violation of the

Fourth Amendment, and under Due Process of the Fourteenth Amendment.

CONSPIRACY TO HARM

22. That because the defendants all knew there was NO BODILY INJURY to the employee of the dump, and because they still charged and prosecuted the Plaintiff KNOWING that she was NOT GUILTY of the charge, in doing so they are accused of a Fourth Amendment Malicious Prosecution, where "Every arrest and every seizure having the essential attributes of a formal arrest, is unreasonable unless it is supported by probable cause. United States v. Merritt, 945 F.3d 578, 583 (1st Cir. 2019).

A WARRANT WAS ISSUED FOR HER ARREST

23. The Plaintiff is attaching facts to show that she was indeed seized, in the attributes of a formal arrest. She is attaching documents which show that Sergeant Willimam Wright obtained an Arrest Warrant on the Plaintiff, and attaching an ARREST REPORT filed by the Belnap Sheriff's Department which is solid proof that she was indeed formerly arrested, without probable cause. A claim for a Fourth Amendment violation. That the defendants failed to prosecute her on Original Complaint for causing Bodily Injury, after she filed a Motion to Dismiss, showing the charge was a false charge, without probable cause, they ABANDONED THE CHARGE, and a dismissal for failure to prosecute reflects upon the merits of the action...favorable merits, as "One does not abandon a meritorious action once it is instituted." Brodie v. Hawaii Automotive Retail Gasoline Dealers Assoc. (1981) 2 Hawaii App 316, 631 P.2d 600, where the court stated that failure to prosecute was a TERMINATION IN FAVOR OF THE DEFENDANT FOR A MALICIOUS PROSECUTION ACTION. Snider v. Lewis (1971) 150 Ind App 30, 276 NE 2d 160, where the Court held that the element of a favorable termination of proceedings was adequately met by proof they were dismissed. That the Original Complaint as filed

was insufficient. In the case of *Minasian v. Sapse* 1978, 2d Dist. 80 Cal. Rptr 829, the Court held :

"A dismissal for failure to prosecute", reflects upon the MERITS of the action, favorable to defendant in a claim for a malicious prosecution. As one does not abandon a meritorious action once it is instituted."

Snider v. Lewis (1971) 150 Ind. App. 30, 276 NE 2d 160 where the court held:

"The element of a favorable termination of proceedings was adequately met by proof that they were dismissed."

NO INJURY.....NO PROBABLE CAUSE

24. Not allowing a hearing on her Motion to Dismiss was a violation of Rule 1.8 G of the rules of the Circuit Court of the State of New Hampshire stating :

"MOTIONS TO DISMISS...will be heard prior to trial by stating the grounds"

Also that the Original Charge and prosecution under RSA 631:2-a, 1(b) by the defendants, was abandoned after she filed a Motion to Dismiss which proved that there was NO INJURY and therefore there was NO VICTIM, AND THEREFORE THE COURT HAD NO JURISDICTION to move forward on the charge, as there was NO BODILY INJURY, which was the basis of the charge. The Motion to Dismiss showed the Court the evidence of the investigation of Sergeant Wright, where Robert Maloney stated to Wright that he had NO INJURY. A violation of Due Process, a Malicious Prosecution "WITHOUT PROBABLE CAUSE" *State v. Goding*, 128 N.H. 267, 270, 513 A.2d 325 (1986). *State v. Burr*, Appeal of Morgan. A claim of the right to Due Process, under Part 1, Article 15 of the State Constitution and the 5th and 14th Amendment of the Federal Constitution.

25. But, in an effort to harm the Plaintiff the Belnap Sheriff's Department still went ahead and charged her of causing bodily injury.

BODILY INJURY

26. They did so under the authority of police chief Dean Rondeau who was in total control of the investigation, he was even seen at her house when Sargeant Wright and Estes delivered to the Plaintiff the Summons and Complaint. The Wolfeboro police cruiser was right there in the background watching every step of the way that Wright was doing. Rondeau even advised Wright whether to put her in custody or to just summons her to court. and who had every intention of the towns prosecutor Morgan to do the prosecution but changed his mind and allowed the Belnap Sheriffs to prosecute. As when Rondeau was advised by Wright that the case was not a proecutable case, Rondeau ORDERED " ORDERED' the Belnap Sheriff's Departmet to PROSECUTE and to charge the Plaintiff of casing BODILY INJURY, when he figured that the Plaintiff could not know or have access to the evidence that Maloney stated to Wright during Wrights investigation of the matter, that he had no BODILY INJURY. in a Malicious.....INTENT..... to harm her. However, by the grace of God, the Plaintiff had this evidence, or they could easily have put her in jail, which was Rondeau's INTENT.

EVIDENCE

27. As a matter of fact when the Belnap Sheriff's Dept. sent a copy of all the investigative reports to the Town of Wolfeboro, they did not include the evidence that showed that Maloney stated to Wright that he had NO INJURY. That they were concealing the evidence of her innocense of this crime.

A CIVIL CONSPIRACY

28. This is a "CIVIL" Conspiracy to maliciously and in an agreement to commit or cause the commission of the unlawful charge and prosecution without PROBABLE CAUSE.

See State v. Chaisson, 123 N.H. 17, 24, 458 A.2d 95 (1983) stating:

" to establish liability for conspiracy, the State must demonstrate that the defendant had a true purpose to effect the result".

That by accusing me of a crime they knew I did not commit was a WONTON INFLICTION OF PAIN.

DOUBLE JEOPARDY

29. Under the Fifth Amendment of the United States Constitution it states:

"No person shall be "subject for the SAME OFFENSE to be twice put in jeopardy of life or limb. To protect a person from the trauma and inconvenience of having to defend against accusation of the 'SAME OFFENSE' more than once.

In State v. Glenn, 160 N.H. 480,486 (2010) the Court stated that the State may prosecute multiple charges that constitute the SAME OFFENSE in a SINGLE PROCEEDING, consistent with Part 1, Article 16 as long as it alleges DISTINCT ALTERNATE METHODS OF COMMITTING THE OFFENSE.

An Amended Complaint was filed AFTER THE PLAINTIFF FILED HER MOTION TO DISMISS, which proved there was no injury, which proved that there was no victim which proved the Court had no jurisdiction to follow through on this unlawful charge. That the Amended Complaint stated the same facts, that happened at the same time, under Simple Assault. Both the Original and Amended Complaint added bodily injury. That they both mentioned ONE ACT. When there was NO BODILY INJURY. Factually indistinguishable from one another. State of New Hampshire v. Richard Harris,. A complete narrative that was unchanged. A single unit of prosecution. Where proof of the crime does not require a difference in evidence. State v. Ramsey, 166 N.H. 45, 51 (2014) stated:

" One Assault, one singular act, done at the same time, in a singular incident, at one time, CONSTITUTES DOUBLE JEOPARDY."

Do the crimes require a difference in evidence. State v. Gingras, Heald v. Perrin, State v. Vickles, Supreme Court of NH v. James Locke .

COMPLICITY

30. The Plaintiff is accusing all the defendants in COMPLICITY in the participation as a partner in the Act who aids or encourages other perpetrators of the unlawful conduct. And who shared with them the INTENT to act to complete the crime. A participation in the commission of the violation of her Civil Rights. Causing a relationship to the other perpetrators. Common law states that "a person is accountable for the conduct of another when he is an accomplice of the other person in the commission of the violation of a persons civil rights. *Nieves v. McSweeney*, 241 F.3d 46, 53 (1st Cir. 2001).

A MONELL CLAIM.

31. A Monell case, see *Theresa M. Petrello v. City of Manchester*, civil no. 16-cv-008-LM (9/07-2017 and *Rossi v. Town of Pelham*, 96-139-5D (9/29/97) Two cases where this District court ruled that even one decision of a violation of the Constitution by a policymaking official, constituted a "POLICY" of the municipality, where liability attaches. That where defendants *Rondeau* and *Wright* and *Estes* and *Morgan* as policymaking officials, were the direct cause of her Constitutional violations, the municipality is held liable even for a SINGLE DECISION that is improperly made, by a policymaking official. See *Pembaur v. City of Cincinnati* where the United States Supreme Court clarified a Monell claim. All those who play a role in the initiation of an unlawful prosecution do not enjoy immunity.

32. THE GOOD FAITH DOCTRINE

The good faith rule does NOT APPLY merely because an officer was unaware of a court ruling holding that particular conduct violates the Fourth Amendment. Rather, it must appear to the court not only that the officer had a subjective good-faith belief that his actions were lawful, but also that it was objectively reasonable for the officer to hold the belief. A mistaken belief based on inadequate training or a lack of awareness of legal requirements for valid seizures DOES NOT QUALIFY AS 'GOOD FAITH'. Just as a suspect's

ignorance of the law IS NO EXCUSE for violating a statute, an officer's ignorance of the law is NO EXCUSE FOR VIOLATING THE CONSTITUTION.

COUNT 1: The violation of the Fourth Amendment of a seizure and detainment of her liberty without probable cause;

Count 11: A Fourth Amendment Malicious Prosecution;

Count 111: A Conspiracy with the INTENT, the mens rea to harm the Plaintiff by seizing her without probable cause ;

Count 1V A monell claim where the Police Chief Dean Rondeau and Sargeant Wright and the prosecutors Morgan and Estes who are policymakers of the municipality directly caused the violation of her civil rights forming a liability for the municipality and Belnap Sheriffs Dept. even if it was just for one event under Monell.

Count V Violation of the Fourteenth Amendment of Due Process where she was charged and prosecuted without probable cause;

Count V1 A violation of her liberty rights;

Count V11 A violation of Double Jeopardy;

33. Triple damages for the unlawful abuse of an elderly person of 80 years old.

Respectfully,

Josephine Amatucci

~~April 8, 2020, February 18, 2022~~

8/9/2022

c. Town of Wolfeboro, Belnap Sheriff's Dept.



Case Name: JOSEPHINE AMARCEL V. TOWN WOLFEBORO, TOWN OF, ETAL

Case Number: _____

STATEMENT OF ASSETS AND LIABILITIES FOR INDIVIDUALS AND SOLE PROPRIETORS

14. Please state your monthly household expenses:

Rent/Mortgage	\$ _____	Cell Phone	\$ _____
Property Taxes	\$ _____	Clothing	\$ _____
Heat	\$ _____	Transportation	\$ _____
Food	\$ _____	(including gas, maintenance, insurance, repairs)	
Utilities	\$ _____	Other (specify)	
Medical/Dental	\$ _____		\$ _____
Insurance	\$ _____		\$ _____
Total	\$ _____		

See Attached

15. List any real estate you own, its market value and the amount you owe:

350 GOVERNOR WENTWORTH HIGHWAY, WOLFEBORO
MARKET VALUE UNKNOWN - REVERSE MORT - ONE 394 687.35

16. List any vehicles you own (car, truck, boat, motorcycle, snowmobile, RV), their market value and the amount you owe:

2012 NISSAN VERSA - UNKNOWN VALUE - OWE ABOUT \$2500.00

17. List income tax paid last year: \$ YEARS & YEARS AGO18. List income tax refund received last year: \$ NONE

19. Other than monthly household expenses, list any bills you owe, amount owed, to whom, and monthly payment:

See Attached

20. List which of your bills are court-ordered payments (i.e. alimony, judgment in a law suit, etc.):

See Attached Bankruptcy & Settlement

21. Other than those previously mentioned, list anyone to whom you owe money, amount and when it is due:

N/A

22. If anyone owes you money, state name, address, amount due, and when due:

JUDGES OWE ME MONEY N/A

23. List any property you have transferred within the last three years, to whom and for what price:

N/A

24. List any other assets or expenses not previously mentioned:

N/A

**THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH**

<http://www.courts.state.nh.us>

Court Name: UNITED STATES DISTRICT COURT
Case Name: JOSEPHINE AMATUCCI V. WOLFEBORO, TOWN OF ETAL
Case Number: _____
(if known)

MOTION FOR WAIVER OF FILING FEE

I, Josephine Amatucci JOSEPHINE AMATUCCI, hereby request that the Court waive the filing fee in this case as I do not have the financial ability to pay these fees at this time.

I have completed a Statement of Assets and Liabilities which is being filed with this motion.

In support of this motion, it is stated as follows:

I CANNOT MAKE IT FINANCIALLY TO THE END OF THE MONTH,
THEREFORE I HAVE TO GO TO MY LOCAL CHURCH WHO ALLOWS
ME TO BORROW MONEY FROM THEM, WHICH I PAY WHEN I
GET MY SOCIAL SECURITY PAYMENT ON THE 3RD OF THE MONTH.
THIS CONTINUES EVERY MONTH.

Wherefore, it is respectfully requested that this Court waive the filing fee in this case.

JOSEPHINE AMATUCCI
Name of Filer
N/A
Law Firm, if applicable Bar ID # of attorney
P.O. Box 272
Address
WOLFEBORO FALLS N.H. 03896
City State Zip code

Josephine Amatucci 8/8/2022
Signature of Filer Date
(603) 569-2429
Telephone
RT 109 @ METROCAST.NET
E-mail

Case Name:

JOSEPHINE AMATUCCI V. WOLFEBORO TOWN OF, ET AL

Case Number: _____

MOTION FOR WAIVER OF FILING FEES

FOR COURT USE ONLY

☐ Motion Granted.

☐ Motion Denied

☐ Motion granted, in part. Filing fee reduced, party to pay \$ _____

Date

5620

SOCIAL SECURITY \$1,624.00

CAR INSURANCE

1.	AARP-United Health Insurance	174.50
2.	Liberty Mutual House Insurance	127.46
3.	Prescripttion Drugs	32.60
4.	Metrocast	184.11
5.	Fuel (heating)	350.00
6.	Electric (Town)	50.00
7.	Food	300.00
8.	Gas for Car	100.00
9.	Clothing	50.00
10.	Allstate (car)	103.14
TOTAL		\$1, 471.81

Social Security \$1,624.00



Medicare Supplement Plans
UnitedHealthcare
Insurance Company

Page 1 of 1

UnitedHealthcare Insurance Company
10000 North Central Expressway
Suite 1000
Dallas, TX 75243

Please contact UnitedHealthcare if you have questions:



UnitedHealthcare

PO Box 710817

Atlanta, GA 30371-0817 • 404/447-7111



Toll-free: 1-800-527-6887

Spanish: 1-800-872-7216



Visit us: AARP.Medicare.com

This is not a bill.

This is an Explanation of Benefits (EOB) for your:

• AARP Medicare Supplement Plan N

Policy Number: 81780-564636-1

Statement Date: 06/28/18

Membership Number: 01467618211

MEMBER'S NAME: JOHN

DOB: 01/27/77

ADDRESS: 10000 NORTH CENTRAL EXPRESSWAY

DALLAS, TX 75243



Medicare Part B Services: Claim details

Claim 81780-564636-1

Claim Processed

06/28/18

CLAIM TYPE: COS*

PO BOX 717

ATLANTA, GA 30371-0717

Service	Amount Billed	Amount Paid	Amount Due	Amount Overpaid
Medical Services	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Prescription Drugs	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Medical Equipment	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Medical Transportation	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Medical Insurance	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Medical Services	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Prescription Drugs	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Medical Equipment	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Medical Transportation	\$1,000.00	\$1,000.00	\$0.00	\$0.00
Medical Insurance	\$1,000.00	\$1,000.00	\$0.00	\$0.00

Totals

\$1,000.00 Amount paid to you

\$1,000.00 Amount paid to provider

Notes

*This is a guaranteed issue Medicare assignment and is not subject to the Medicare Assignment Approval process.

Comments about your claim

1. UnitedHealthcare may indicate that the Medicare Plan Approval Statement on your Medicare Statement.

CO6262

LIBERTY MUTUAL INSURANCE
P.O. BOX 6829
SCRANTON, PA 18505



PLEASE READ: Payments or documents sent to the address above will not be processed

JOSEPHINE AMATUCCI
PO BOX 272
WOLFEBORO FALLS NH 03896-0272

Your Bill is Past Due.

We have not received your payment as of 04/06/2020. Please pay total amount due to avoid possible interruption to your coverage

Josephine, thank you for being our valued customer since 2017!

THIS IS YOUR HOME INSURANCE BILL AS OF APRIL 06, 2020

INSURANCE INFORMATION

Policy Number	H37 218 117400 70
Policy Period	May 07, 2019 - May 07, 2020
Bill Frequency	Monthly
Property Insured	350 GOVERNOR WENTWORTH HWY WOLFEBORO, NH 03894-4635

BILLING DETAILS

Previous Policy Balance	\$123.27
Payment Activity	
Payments Received	\$0.00
Instalment Charge	\$5.00
Policy Balance	\$128.27
Past Due Amount	\$123.27
Instalment Charge	\$5.00

Please Pay Total Amount Due by April 26, 2020 \$128.27



PAYMENT COUPON

Please send all payments in the envelope provided.
Please make check payable to: Liberty Mutual Group



Save time and money by signing up for automatic payments via your bank account at LibertyMutual.com/autopay
Or pay your bill online at: LibertyMutual.com/pay

Lost your envelope? Mail check to:

QUESTIONS

Questions Regarding Your Policy or Bill?

* 800-225-6285

Want to Pay Online?

LibertyMutual.com/service

Need to Report a Claim?

* 800-2CLAIMS (1-800-225-2467)

Mail Check to:

Liberty Mutual Group
PO BOX 1452
New York, NY 10116-1452

Save Time & Money

Eliminate instalment charges by paying your balance in full

JOSEPHINE AMATUCCI

Due Date: April 26, 2020

Policy Number: H37-218-117400 70

Invoice Number: 0000028572433

→	PAY POLICY IN FULL	\$128.27
OR		
→	PAY AMOUNT DUE	\$128.27

RX

811AD88LPC018001-00181-02

November 08, 2017

Member ID: 017354256-1

**You have a past due amount.
Please pay so you don't lose
your plan.**

Dear JOSEPHINE S AMATUCCI,

We want to let you know that you have a past due amount on your AARP MedicareRx Saver Plus (PDP) account. As of November 08, 2017, you owe \$65.20. Please pay this amount upon receipt so that you won't disenroll.

What happens if I don't pay?

If we don't receive payment for the past due amount and each month's premium (monthly charge) by December 31, 2017, we will have to disenroll you from AARP MedicareRx Saver Plus (PDP) effective December 31, 2017. After December 31, 2017, you will no longer be covered by AARP MedicareRx Saver Plus (PDP). However, your other Medicare benefits will not be affected if you are disenrolled from AARP MedicareRx Saver Plus (PDP).

Premium payment

Your premium is due on the first of each month. If we don't receive your payment by the first of each month, it will be added to your past due amount.

If you wish to pay your next month's premium today with the past due amount, here is the total:

Past due amount	\$65.20	Upon receipt
Premium (monthly charge)	\$32.00	December 01, 2017



METROCAST CABLEVISION
 9 APPLE RD BELMONT NH 03220-0251
 603 852 1600 WM MP 05 11073017 NNNNNVNN 01 000176 0039
 JOSEPHINE AMATUCCI
 PO BOX 272
 WOLFEBORO FALLS NH 03896-0272



Statement of Service

Page 1 of 3

Billing Date: November 6, 2017
 Account Number: 6262 16 019 0036339

How to reach us ...

Office hrs M-F 8:00am-5:00pm
 Sat 8am-4:30pm www.MetroCast.com
 Phone hrs 24/7 1-800-952-1001

For Service At...

350 GOVERNOR WENTWORTH HWY
 WOLFEBORO NH 03894-4935

Account Summary

Your account is past due. Please remit the total balance due immediately to avoid a \$25.00 collection effort charge or disconnection of service. If payment was made after the remittance date, please disregard this message. Thank you.

Please see reverse side for account details.

Previous Balance	\$ 264.79
Payment(s)	-188.83
Monthly Charge(s)	167.91
Other Charge(s)	5.00
Taxes & Fee(s)	2.89
Balance Due	\$ 302.68
Payment Due Date	Upon Receipt

PAYMENT RECEIPT

Allstate Insurance Company
Northbrook, Illinois

Agent Name : JON CLARK
Agent Number : 0C2647
Agent Address : 35 CENTER STREET,
WOLFEBORO, NH 03896
Business Phone : 1 (603) 569-0110

Receipt No. : 01645

Payment Date : 05 / 10 / 2022

Payment Time : 11 : 55 : 07

Amount Received : \$142.08 CR CRD

Total Received : \$142.08

The above amounts were applied to the following policy(ies)

Policy/App Number	Eff. Date	Policy Type	Line	Amount Applied
000000984309966	05/12	AUTO-AFCIC	010	\$142.08

Customer Name / Address
JOSEPHINE AMATUCCI
PO BOX 272
WOLFEBORO FALLS, NH 03896

Want more payment options? Visit my agency website or www.allstate.com to find out how you can manage your account 24/7.

We Appreciate Your Business.

Thank you for being our customer. I hope you'll remain in Good Hands[®] with Allstate for many years to come.


Agent Signature

Confirmation

Transaction Type

creditcard

Payment Instrument

MasterCard (xxxx6076)

Policy Number

102687692

Named Insured

Josephine Amatucci

Amount

\$132.00

Date

5/10/22

Receipt Number

1010605418

Dwelling Basic Quote

American Modern Property and Casualty Insurance Company
 Policy Period: 04/05/2022 - 04/05/2023 Policy Term: Annual
 Date of Quote: 04/05/2022 Policy Type: Dwelling Basic
 Submission Number: 001-475-88-65

**POLICY INFORMATION****Client Information**

Primary Named Insured:
 JOSEPHINE AMATUCCI
 PO BOX 272
 WOLFEBORO FALLS NH 03896-0272

Applicant's Primary Phone: (603) 569-2429

Social Security Number:

Marital Status:

Date of Birth: 09/**/1938

Gender:

Has the applicant moved in the last 60 days? No

Previous Address:

Agency Information

Contracted Agency: IVANTAGE SELECT AGENCY INC - #302619

Your Agent: JON OLIVER CLARK- #0C2647

Your Agent Address:

Contracted Agency Address:
 POST OFFICE BOX 3323
 CINCINNATI OH 45201

35 CENTER ST STE 9
 WOLFEBORO NH 03896

Your Agent Phone Number: (603) 569-0110

Contracted Agency Phone Number: (800) 543-2644

POLICY PREMIUM SUMMARY

Total Premium: \$825.00
 Taxes and Fees: \$0.00
 Total Cost: \$825.00

Policy Discounts

Claims Free Discount
 Auto/Home Discount

Dwelling Discounts

Dwelling #1: 350B GOVERNOR WENTWORTH HWY, WOLFEBORO NH 03894-4635

Deadbolts, Smoke Alarm and Fire Extinguisher

DWELLING INFORMATION

Dwelling #1: 350B GOVERNOR WENTWORTH HWY, WOLFEBORO NH 03894-4635

Dwelling Details

Occupancy:	Residence Type:	Territory:	Protection Class Code:
Rental	1 Family Residence	1	4

Year Built:	Construction Type:	Year Roof Replaced:
1960	Frame	2010

COVERAGE INFORMATION**Dwelling Coverages**

Dwelling #1: 350B GOVERNOR WENTWORTH HWY, WOLFEBORO NH 03894-4635

Coverage	Limit / Description	Premium
Dwelling (Fire & Extended Coverage)		\$584.00

*Town of
Wolfeboro*

MUNICIPAL ELECTRIC DEPARTMENT
84 SOUTH MAIN STREET
P.O. BOX 777
WOLFEBORO, NH 03894-0777
603-569-8150
603-569-8183

BILLING DATE	01/28/21	ACCOUNT NUMBER
DUE DATE	02/24/21	09-0449.002
TOTAL AMOUNT DUE		\$17,876.46

AMOUNT REMITTED \$ _____
Service Address: 350 GOV WENTWORTH HWY

IF YOU HAVE AN ADDRESS CHANGE PLEASE FILL OUT REVERSE SIDE AND CHECK BOX HERE ☐

Please return this portion with your payment and make checks payable to

561 1 AV 0.398 E0238X 10256 07137571278 S2 P7999964 0001.0001



JOSEPHINE AMATUCCI
PO BOX 272
WOLFEBORO FALLS NH 03896-0272

Town of Wolfeboro
P.O. Box 777
Wolfeboro, NH 03894-0777

MUNICIPAL ELECTRIC DEPARTMENT SOUTH MAIN STREET P.O. BOX 777 WOLFEBORO, NH 03894-0777 3-569-8150 3-569-8183				ACCT NO.	09-0449.002	PROPERTY OWNER	JOSEPHINE AMATUCCI		
				NEXT READ	02/22/21	SERVICE LOCATION	350 GOV WENTWORTH HWY		
				BILLING DATE	01/28/21	RATE	DOMESTIC ALL YR DA		
METER NUMBER(S)	DATE	PREVIOUS READING	READ CODE	DATE	PRESENT READING	READ CODE	MULTI	TOTAL KWH USED	
83264815	12/21/20	62685	AMR	01/25/21	65427	AMR	1	2742	

PREVIOUS BALANCE	\$17,543.61
PAYMENTS AS OF 1/28/21	\$50.00 CR
BALANCE FORWARD	\$17,493.61
CUSTOMER CHARGE	\$5.55
DISTRIBUTION 2742 KWH @ .035200	\$96.52
GENERATION 2742 KWH @ .102400	\$280.78
TOTAL AMOUNT DUE	\$17,876.46

KWH USAGE COMPARISON

CURRENT	IN	35 DAYS YOU USED	2742 KWH OR	78.34 KWH PER DAY
PAST MONTH	IN	0 DAYS YOU USED	0 KWH OR	0.00 KWH PER DAY
PREVIOUS YR	IN	35 DAYS YOU USED	2664 KWH OR	76.11 KWH PER DAY

* THIS IS A REMINDER THAT YOUR ACCOUNT IS PAST DUE! *

OFFICE OF THE TAX COLLECTOR
TOWN HALL BUILDING 84 SOUTH MAIN STREET
PO BOX 629
WOLFEBORO, NH 03894-0629

Office Hours: Monday-Friday 8am-4pm Telephone: (603) 569-3902
E-mail - taxcollector@wolfeboroh.us

February 19, 2021

AMATUCCI, JOSEPHINE

PO BOX 272

WOLFEBORO FALLS NH 03896-0272

NOTICE OF TAX ARREARAGE

2020 TAX RECORDS INDICATE THE FOLLOWING TAX ACCOUNT IS UNPAID

PROPERTY TAX ACCOUNT # 10-3996.701

PROPERTY ID# 151--21

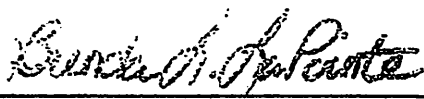
350 GOV WENTWORTH HWY

AMOUNT DUE: \$ 1108.00

Interest 8% per annum as of due dates 07/10/20 and 1/13/21

The tax amount due together with interest must be paid in full and received by the tax office no later than March 15, 2021 to prevent additional costs associated with notice of impending tax lien.

Amounts do not include up-to-date interest and or cost computation. Please contact the tax office at (603) 569-3902 prior to making payment.



Brenda L. LaPointe, Certified Tax Collector



Cardinal & Glidden Co., Inc.
P.O. Box 625
Farmington, NH 03835

(603) 755-3562
Fax (603) 755-3530
info@cardinalglidden.com

Chris Glidden
Owner

A
Family
owned and
operated
company for
over 50
years!

SEPHE AMATUCCI

DATE 3/25/2021

ACCT. # 884960001

PAYMT. RECEIVED \$231.64

IMPORTANT

**BUDGET
PLANS**

This is a memo
invoice. Please
continue your
regular
payments

**PREPAY
ACCOUNTS**

This
receipt/invoice
is for your
records only

**C.O.D. &
BILLABLE**

Discounts are
included in the
ticket pricing

NOT FULL

PLEASE PAY THIS AMOUNT ▲ ▲

- THIS IS YOUR ONLY INVOICE -

PLEASE REMIT YOUR PAYMENT
UPON RECEIPT OF THIS DELIVERY

SUPPLEMENTAL NARRATIVE FOR SERGEANT WILLIAM WRIGHT

Ref: 18-153-OF

Page: 1

On October 2, 2018 I received a telephone call from Chief Rondeau. He informed me he was made aware by his prosecutor, I had sent the paperwork to him for review. He said he would recommend sending Ms. Amatucci a must appear citation and avoid an actual physical custody arrest and processing. He stated it would be to the best interest in all parties to handle this case as least intrusive as possible, as previous contacts with Ms. Amatucci have caused hostility. He indicated Ms. Amatucci has always shown up at court accordingly and does not believe she would be bailed traditionally. He further told me the Ossipee Court allows for hand summons to be issued on Class B Misdemeanor cases.

As a result of the conversation and direction of Chief Rondeau, I will be sending Ms. Amatucci the court complaint via certified receipt mail through the US Postal Service, rather than following through with a tradition warrant arrest process. November 1, 2018 court date will be given.

The Belknap County Sheriff's Department was also asked by the Wolfeboro Police Department to prosecute this case accordingly.

RECEIVED

SEP 09 2019

OSSIPEE
DISTRICT DIVISION

E

COMPLAINT

Case Number: 4642018CR 1490Charge ID: 1564240C

<input type="checkbox"/> VIOLATION	MISDEMEANOR	<input type="checkbox"/> CLASS A	<input checked="" type="checkbox"/> CLASS B	<input type="checkbox"/> UNCLASSIFIED (non-person)
	FELONY	<input type="checkbox"/> CLASS A	<input type="checkbox"/> CLASS B	<input type="checkbox"/> UNCLASSIFIED (non-person)

You are to appear at the: **3RD CIRCUIT - DISTRICT DIVISION - OSSIPEE** Court,Address: **96 WATER VILLAGE RD, BOX 2, OSSIPEE, NH**County: **CARROLL**Time: 0800amDate: JANUARY 9, 2019

NOV 20 2018

Under penalty of law to answer to a complaint charging you with the following offense:

THE UNDERSIGNED COMPLAINS THAT : PLEASE PRINT

AMATUCCI			JOSEPHINE		
Last Name			First Name		Middle
350 GOV WENTWORTH HWY			WOLFEBORO		NH 03894
Address			City		State Zip
F	W	5 0 8	1 8 7	BROWN	BLACK
Sex	Race	Height	Weight	Eye Color	Hair Color
09/27/38		09AIJ38271		NH	
DOB		License #:		OP License State	
<input type="checkbox"/> COMM. VEH.	<input type="checkbox"/> COMM. DR. LIC.	<input type="checkbox"/> HAZ. MAT.	<input type="checkbox"/> 16+PASSENCE		

AT: 400 BEACH POND RD, WOLFEBORO NH

On 08/06/2018 at 2:00 PM in CARROLL County NH, did commit the offense of:

RSA Name: Simple Assault; BI

Contrary to RSA: 631:2-A,I(B)

Inchoate:

(Sentence Enhancer):

And the laws of New Hampshire for which the defendant should be held to answer in that the defendant did:

commit the crime of Simple Assault in that she knowingly caused unprivileged physical contact to another, to wit, Robert Maloney by pushing Robert Maloney with her hands, on his upper arm/shoulder. Said offense constituting a Class B Misdemeanor;

ORIGINAL

Belknap County Sheriffs Department

Page: 2

NARRATIVE FOR SERGEANT WILLIAM WRIGHT

Ref: 18-153-OF

I told him I would conduct the investigation and would be forwarding the conclusion once completed.

On September 7, 2018 I responded to the Wolfeboro Solid Waste Disposal Building, 400 Beach Pond Rd Wolfeboro, NH. At approximately 0940 hours, I met with the victim of this incident:

Robert Maloney

The building office was open and had foot traffic from the busy dump day. I was told we could use the office, but might be interrupted during the interview. I began the recorded interview asking Mr. Maloney about the incident.

He informed me on August 7, 2018 at approximately 2 p.m., he was standing in the doorway of the building office. He witnessed Josephine Amatucci speaking with Supervisor Steve Champaigne about a couple of people who were making a mess with a U-Haul truck. The people had been emptying the truck and had items spread out. Ms. Amatucci was told Mr. Champaigne had already told the people they were to clean up the mess before they left. Ms. Amatucci then walked off. As short time later, Mr. Maloney was still standing in the door way when Ms. Amatucci came to him from the flank. She then pushed him on his left side with her hands, causing him to lose his balance and fall down the two stairs into the office. She followed him into the office and began yelling at Mr. Champaigne, who was already in the room. She argued about the mess caused by the U-haul truck. After a few moments she then left. Mr. Maloney told me Ms. Amatucci did not have permission to put her hands on him. He did not have any injuries as a result of this assault. He told me she had no real reason to push him and that she could have easily walked around him. We were interrupted a couple of times during the interview, with patrons of the dump. The facility was extremely busy and there was limited staff on hand. *IT WAS DETERMINED AT THE TIME BY MR. CHAMPAIGNE'S TESTIMONY THAT MALONEY - WAS NEVER STANDING IN THE DOORWAY -*

When I asked about his relationship with Ms. Amatucci and he told me he knew her from him working at the dump for the last 20 years. He said she was a frequent customer and had no idea what her concern with the U-haul truck was. His recorded statement is part of this report.

I then spoke with:

Joshua Nason
DoB: 12/25/93

who advised me he was a witness to the assault. Again I audio taped this interview in the same office. Mr. Nason informed me he had seen Ms. Amatucci come up to Mr. Maloney from the side. She then pushed him, causing him to fall down the stairs. She then commenced to yell at Mr. Champaigne telling him he was rude to people. She yelled for a few minutes then left. He said he left the office just after the assault. He said he did

6/22/22, 11:10 AM

USNHD Live CM/ECF - U.S. District Court

Other Orders/Judgments

1:20-cv-00449-JL Amatuucci v. Wolfeboro, NH, Town of et al **CASE CLOSED on 08/11/2021**

CLOSED

U.S. District Court

District of New Hampshire

Notice of Electronic Filing

The following transaction was entered on 6/22/2022 at 11:10 AM EDT and filed on 6/21/2022

Case Name: Amatuucci v. Wolfeboro, NH, Town of et al

Case Number: 1:20-cv-00449-JL

Filer:

WARNING: CASE CLOSED on 08/11/2021

Document Number: No document attached

Case 1:19-cv-00531-JL

Docket Text:

ENDORSED ORDER denying without prejudice [42] Response to the Report and Recommendation Dated Feb. 28, 2022 Stating a Void Judgment is Never Final (5638) (entered in 21-cv-1081). *Text of Order: Document No. 42/#5638 in this case is Plaintiff Josephine Amatuucci's Response to the Report and Recommendation Dated Feb. 28, 2022. That filing challenges a February 28, 2022 R&R which issued in Amatuucci v. Town of Wolfeboro, No. 21-cv-1081-LM (Case 21-1081). However, Mrs. Amatuucci has identified the docket number in which this document should be filed as: BASICALLY CASE 449 NOT NOT NOT 21-CV-1081, indicating that she does not wish that this filing be docketed in the case to which it refers, Case 21-1081. As the file references documents and a defendant not present in this case, Document No [42], to the extent it seeks any relief in this case, is DENIED without prejudice to Mrs. Amatuucci's ability to seek such relief in an appropriate case. So Ordered by Judge Joseph N. Laplante.(jb)*

1:20-cv-00449-JL Notice has been electronically mailed to:

1:20-cv-00449-JL Notice, to the extent appropriate, must be delivered conventionally to:

Josephine Amatuucci
PO Box 272
Wolfeboro Falls, NH 03896

106